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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

v.

TWO CONDOMINIUMS LOCATED AT 465  
OCEAN DRIVE, UNITS 315 AND 316, MIAMI  
BEACH, FLORIDA 33139

Defendants.

Case No. 3:21-cv-04060-CRB

**JOINT STIPULATED REQUEST FOR  
COURT ORDER ENLARGING TIME TO  
FILE RESPONSES TO GOVERNMENT'S  
FIRST AMENDED VERIFIED  
COMPLAINT FOR CIVIL FORFEITURE  
IN REM AND GOVERNMENT'S  
MOTION TO STRIKE : ORDER**

DATE: TBD

TIME: TBD

COURTROOM: Room 6 - 17th Floor

Pursuant to N.D. Cal. Civil L.R. 6-2(a) and this Court's General Standing Order for Civil and Criminal Cases, Claimants Dr. Zachary Apte, Dr. Jessica Richman and Gabriel Ceriotti, through their undersigned counsel, and Plaintiff United States of America, through its undersigned counsel, hereby respectfully request by joint stipulation that the Court extend the parties' time to file their response papers and modify the corresponding case schedule in regards to the following motions: (1) GOVERNMENT'S FIRST AMENDED VERIFIED COMPLAINT FOR FORFEITURE *IN REM*; and (2) GOVERNMENT'S MOTION TO STRIKE CLAIMS PURSUANT TO THE FUGITIVE DISENTITLEMENT DOCTRINE AND FOR LACK OF STANDING.

Specifically, the parties request that the Court enter their Proposed Order, included as Attachment A to this Stipulated Request, and extend the date for the Claimants to file their Motion to Dismiss Government's First Amended Verified Complaint for Forfeiture *In Rem* and Opposition to Government's Motion to Strike Claims Pursuant to the Fugitive Disentitlement Doctrine and for Lack of Standing by one business day, adjusting the schedule as follows:

Filing	Due Date
Claimants' Motion to Dismiss Government's First Amended Verified Complaint for Forfeiture <i>In Rem</i>	<b>November 15, 2021</b>
Claimants' Opposition to Government's Motion to Strike Claims Pursuant to the Fugitive Disentitlement Doctrine and for Lack of Standing	<b>November 15, 2021</b>
Government's Response to Claimants' Motion to Dismiss	<b>December 6, 2021</b>
Government's Reply in Support of Motion to Strike	<b>December 6, 2021</b>
Claimants' Reply in Support of Motion to Dismiss	<b>December 23, 2021</b>
Hearing Date	<b>January 14, 2022</b>

In support of the parties' Joint Stipulated Request, the parties state as follows:

1. On September 24, 2021, the Government filed its First Amended Verified Complaint For Civil Forfeiture *In Rem* (Dkt. 35);

1           2.       On October 18, 2021, the Government filed its Motion to Strike Claims Pursuant To The  
2 Fugitive Disentitlement Doctrine And For Lack of Standing (Dkt. 40);

3           3.       Claimants intend to file a motion to dismiss the Government's Amended Complaint and to  
4 file an opposition to the Government's Motion to Strike, but require an additional business day to prepare  
5 those filings;

6           4.       The parties have conferred and agreed that this modest enlargement of time is appropriate  
7 and consistent with the Federal Rules, including Rule 1, including because utilizing the same briefing  
8 schedule for both the Claimants' Motion to Dismiss and the Governments' Motion to Strike will facilitate  
9 the efficient administration and litigation of this matter and the modest extension will not affect any of the  
10 other existing deadlines;

11           5.       The parties previously filed stipulations to Extend Time For claimants to respond to the  
12 Government's Amended Complaint on October 7, 2021, *see* Dkt. 39; and to Extend Time For Claimants  
13 to respond to the Government's Amended Complaint and Motion to Strike on October 21, 2021, *see* Dkt.  
14 43, and on November 2, 2021, *see* Dkt. 49;

15           6.       If the Court grants the Proposed Order, it will supersede the parties' previous Stipulation;

16           7.       The Proposed Order will not modify the currently scheduled hearing date for the  
17 Government's Motion to Strike; and

18           8.       No other events or deadlines already fixed by Court order will be affected by the dates set  
19 forth in the Proposed Order.

20           NOW THEREFORE, pursuant to N.D. Cal. Civil L.R. 6-2(a), the Claimants and the United States  
21 of America, each as represented by undersigned counsel, hereby request by Joint Stipulation that the Court  
22 enlarge the parties' response times and case schedule as set forth in the Proposed Order, *see* Attachment A.

DATED: November 12, 2021

Respectfully submitted,

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DATED: November 12, 2021

1 UNITED STATES DISTRICT COURT  
2 NORTHERN DISTRICT OF CALIFORNIA  
3 SAN FRANCISCO DIVISION

4  
5 UNITED STATES OF AMERICA,

6 Plaintiff,

7 v.

8  
9 TWO CONDOMINIUMS LOCATED AT 465  
10 OCEAN DRIVE, UNITS 315 AND 316, MIAMI  
11 BEACH, FLORIDA 33139

12 Defendants.

Case No. 3:21-cv-04060-CRB

~~PROPOSED~~ ORDER ENTERING  
PARTIES' STIPULATED REQUEST TO  
ENLARGE TIME TO FILE RESPONSES  
TO GOVERNMENT'S FIRST AMENDED  
VERIFIED COMPLAINT FOR CIVIL  
FORFEITURE *IN REM* AND  
GOVERNMENT'S MOTION TO STRIKE

13  
14 Before the Court is the Parties' Joint Stipulated Request for Court Order Enlarging Time To File  
15 Responses to Government's First Amended Verified Complaint For Civil Forfeiture *In Rem* And  
16 Government's Motion to Strike ("Joint Stipulated Request").

17 Now, pursuant to N.D. Cal. Civil L.R. 6-2(a) and this Court's Standing Order, having considered  
18 the parties' Joint Stipulated Request, and for good cause shown, the Court hereby **ENTERS** the parties'  
19 Joint Stipulated Request and sets the following deadlines for the parties to file their responses and the  
20 Court hearing date as follows:

<b>Filing</b>	<b>Due Date</b>
Claimants' Motion to Dismiss Government's First Amended Verified Complaint for Forfeiture <i>In Rem</i>	<b>November 15, 2021</b>
Claimants' Opposition to Government's Motion to Strike Claims Pursuant to the Fugitive Disentitlement Doctrine and for Lack of Standing	<b>November 15, 2021</b>
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Claimants' Reply in Support of Motion to Dismiss	<b>December 23, 2021</b>
Hearing Date	<b>January 14, 2022</b>

**IT IS SO ORDERED.**

Date: November 16, 2021



HON. CHARLES R. BREYER  
UNITED STATES DISTRICT JUDGE